



Findlay, Ohio 45840  
Telephone 419/422-2121

September 24, 1991

Mr. Peter Felitti  
Assistant Regional Counsel  
U.S. EPA, Region 5  
230 S. Dearborn St.  
Chicago, IL 60604

RE: Great Lakes Asphalt Site

Dear Mr. Felitti:

This letter responds to your correspondence dated September 4, 1991 concerning Marathon Oil and Marathon Pipe Line Companies' ("the companies") participation in a de minimis settlement at the Great Lakes Asphalt site.

The companies are interested in settling liability for the superfund site. Therefore, the companies are interested in receiving a copy of the U.S. EPA's proposed settlement agreement. However, the companies believe that the U.S. EPA should provide copies of documents which demonstrate that their wastes were disposed or stored at the Great Lakes Asphalt Site. The companies have no documents which indicate that wastes were shipped to the Great Lakes Asphalt site and/or other sites which Enviro-Chem may have been utilizing.

The U.S. EPA's threat of CERCLA liability against the companies without documentation for the Great Lakes Asphalt site raises my concern with the U.S. EPA's credibility in assigning CERCLA liability. As you know, Enviro-Chem is a PRP for the Four County Landfill located in northern Indiana. This raises the issue as to whether the U.S. EPA plans to assume that the companies are liable for the Four County Landfill remediation or any other Enviro-Chem related site just because it contracted with Enviro-Chem. If so, then I believe the U.S. EPA sites, such as the Great Lakes Asphalt site, where direct evidence does not exist concerning PRP liability, should utilize mixed funding for such remediations.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Ronald L. Andes'.

Ronald L. Andes  
Attorney

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